

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/626,523 Confirmation No. 1131
Applicant : BAYCHAR
Filed : July 25, 2003
Title : WATERPROOF/BREATHABLE MOISTURE TRANSFER
LINER AND COMPOSITE FOR SNOWBOARD BOOTS,
ALPINE BOOTS, HIKING BOOTS AND THE LIKE
(As Amended)
TC/AU : 1771
Examiner : A.R. Singh
Docket No. : BAY-410-04
Customer No.: 24956

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REQUEST FOR REFUND

Sir:

Applicants request a refund in the above-identified application due to an error on the part of the Patent Office.

On January 23, 2006, Applicants filed an Information Disclosure Statement. The documents cited in the Information Disclosure Statement were cited in an Office Action in a related application. The documents were discovered in 10/777,159 (cited in Office Action dated November 14, 2005). A copy of the Notice of References cited and the first page of the appropriate Office Action is enclosed. Filing of the documents on January 23, 2006 was within the time period set forth in 37 CFR §1.97.

Appl. No. 10/826,523
Refund Request dated March 18, 2006

BAY-410-04


documents on January 23, 2006 was within the time period set forth in 37 CFR
§1.97.

However, the Applicants' representatives Monthly Statement of Account for
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Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

By  32,846
Shrinath Malur
Reg. No. 34,663
(703) 684-1120



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Deposit Account Statement

Requested Statement Month: January 2006
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 Name: MATTINGLY STANGER & MALUR, P.C.
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DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/03	40	11087983	81940.0084	1814	\$130.00	\$5,071.00
01/03	65	10923718	T&A-119-02	1253	\$1,020.00	\$4,051.00
01/04	1	10372981	ASA-1114	1806	\$180.00	\$3,871.00
01/04	3	10386501	NIP-239-03	1201	\$400.00	\$3,471.00
01/04	3	10445000	1021.42773X00	1253	\$1,020.00	\$2,451.00
01/11	2	10819159	KAS-202	1806	\$180.00	\$2,271.00
01/11	212	10873162	501.43126X00	1464	\$130.00	\$2,141.00
01/12	1	10987162	BAY-410-05	1806	\$180.00	\$1,961.00
01/13	1	09986087	520.36525CX2	1201	\$200.00	\$1,761.00
01/13	1	09363191	H-811	1402	\$500.00	\$1,261.00
01/13	2	09363191	H-811	1253	\$1,020.00	\$241.00
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01/17	82	E-REPLENISHMENT		9203	-\$10,000.00	\$10,001.00
01/18	1	10140981	500.41657X00	1201	\$600.00	\$9,401.00
01/18	1	09764073	500.39461X00	1201	\$400.00	\$9,001.00
01/18	7	10808098	1309.43693X00	1201	\$200.00	\$8,801.00
01/18	8	10238631	NIP-285	1201	\$200.00	\$8,601.00
01/18	8	10806098	1309.43693X00	1203	\$360.00	\$8,241.00
01/19	2	10822725	1309.43768X00	1251	\$120.00	\$8,121.00
01/19	3	10822725	1309.43768X00	1201	\$200.00	\$7,921.00
01/20	90	11334511	ASA-5053-02	1081	\$50.00	\$7,871.00
01/26	1	11206771		1201	\$200.00	\$7,671.00
01/26	3	10828286	501.43788X00	1201	\$200.00	\$7,471.00
01/27	36	10861792	1213.43918X00	1464	\$130.00	\$7,341.00
01/27	37	10861792	1213.43918X00	1801	\$790.00	\$6,551.00
01/30	19	11203978	H-1016-02	1202	-\$300.00	\$6,851.00

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T-889 P.005/007

F-854

01/30 20	11203978	H-1016-02	1201	\$200.00	\$7,051.00
01/30 183	11010281	H-820-03	1806	\$180.00	\$6,871.00
01/31 1	10626523	BAY-410-04	1808	\$180.00	\$6,691.00
01/31 259	11341374	BAY-710-03	2202	\$250.00	\$6,441.00
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APPLICATION NO.	FILED DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/777,159	02/13/2004	Boychar	BAY-310-02	5097
24956	7590	11/14/2003		
MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.				
1800 DIAGONAL ROAD				
SUITE 370				
ALEXANDRIA, VA 22314				
			EXAMINER	
			MATZEK, MATTHEW D	
			ART UNIT	PAPER NUMBER
			1771	

DATE MAILED: 11/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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 MALUR & BRUNDIDGE, P.C.

PTO-90C (Rev. 10/03)

Notice of References Cited	Application/Control No. 10/777,159	Applicant(s)/Patent Under Reexamination BAYCHAR,	
	Examiner Matthew D. Matzek	Art Unit 1771	Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-2001/0009830	07-2001	BAYCHAR, ?	442/418
X	B	US-4,050,491	09-1977	Hargrove, Wilma Rae	297/188.2
X	C	US-5,431,970	07-1995	Brown et al.	428/36.5
X	D	US-6,660,667	12-2003	Zuckerman et al.	442/131
	E	US-5,878,792	03-1999	Caldwell, J. Michael	427/474
	F	US-5,637,389	06-1997	Colvin et al.	428/308.4
	G	US-			
	H	US-			
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*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
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PTO-892 (Rev. 01-2001)

Notice of References Cited

Part of Paper No. 11012005

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DIVISION ATTORNEYS AT LAW

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Date: March 16, 2006

FACSIMILE COVER LETTER

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To: Commissioner for Patents
Attn: Latrice Sims

From : Mr. Shrinath Malur
MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Re: USSN 10/626,523
Attorney Docket No.: BAY-410-04


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